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CRC ACTION

Commissioner

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Commissioner Smith moved the following:

CRC Amendment (with title amendment)

Delete everything after the proposal clause
and insert:

Sections 2 and 8 of Article I of the State Constitution are
amended to read:

ARTICLE I

DECLARATION OF RIGHTS

SECTION 2. Basic rights.—

All natural persons, female and male alike, are equal
before the law and have inalienable rights, among which are the



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right to enjoy and defend life and liberty, to pursue happiness, to be rewarded for industry, and to acquire, possess and protect property; ~~except that the ownership, inheritance, disposition and possession of real property by aliens ineligible for citizenship may be regulated or prohibited by law.~~ No person shall be deprived of any right because of race, religion, national origin, or physical disability.

SECTION 8. Right to bear arms.—

(a) The right of the people to keep and bear arms in defense of themselves and of the lawful authority of the state shall not be infringed, except that the manner of bearing arms may be regulated by law.

(b) There shall be a mandatory period of three days, excluding weekends and legal holidays, between the purchase and delivery at retail of any handgun. For the purposes of this section, "purchase" means the transfer of money or other valuable consideration to the retailer, and "handgun" means a firearm capable of being carried and used by one hand, such as a pistol or revolver. Holders of a concealed weapon permit as prescribed in Florida law shall not be subject to the provisions of this paragraph.

(c) The legislature shall enact legislation implementing subsection (b) of this section, effective no later than December 31, 1991, which shall provide that anyone violating the provisions of subsection (b) shall be guilty of a felony.

(d) This restriction shall not apply to a trade in of another handgun.

(e) The sale or transfer of assault weapons, as defined in this subsection, is prohibited. The legislature may enact



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legislation consistent with this subsection, and may provide exceptions to the prohibition on the transfer of assault weapons legally possessed prior to the effective date of this subsection. For the purposes of this section, the term "transfer" means the conveyance of an assault weapon from a person or entity to another person or entity, without any associated conveyance of money or other valuable consideration, and the term "assault weapon" means a semiautomatic rifle that is able to accept a detachable magazine, belt, drum, feed strip, or similar device that is capable of holding more than ten rounds of ammunition, or that has a fixed magazine capable of holding more than ten rounds of ammunition.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the proposal clause
and insert:

A proposal to amend
Sections 2 and 8 of Article I of the State Constitution to remove a provision authorizing laws that regulate or prohibit the ownership, inheritance, disposition, and possession of real property by aliens ineligible for citizenship, and to prohibit the sale and transfer of assault weapons.